

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON EDUCATION

Call to Order: By Chairman Jack Wells, on February 1, 2007 at 9:00 A.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Rep. Jack Wells, Chairman (R)
Sen. Bob Hawks, Vice Chairman (D)
Rep. Eve Franklin (D)
Rep. Bill E. Glaser (R)
Sen. Dave Lewis (R)
Sen. David E. Wanzenried (D)

Members Excused: None.

Members Absent: None.

Staff Present: Nancy Hall, Office of Budget and Program Planning
Amy Carlson, OBPP
Jim Standaert, Legislative Branch
Kathy Baird, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: Office of Public Instruction
State Level Program (06)
Local Education Program (09)

Committee Business:

00:00:09 Chairman Wells

00:01:05 Jim Standaert, Legislative Fiscal Division (LFD)

EXHIBIT(jeh22a01)

EXECUTIVE ACTION WITH THE OFFICE OF PUBLIC INSTRUCTION

Discussion on Whether to Take Executive Action On Certain DP'S in Program (09):

00:02:59 Rep. Wells

00:05:17 Sen. Wanzenried

00:05:24 Rep. Wells

00:06:36 Sen. Wanzenried

00:07:28 Mr. Standaert, LFD

00:08:03 Sen. Wanzenried

00:09:17 Sen. Hawks

00:10:04 Rep. Wells

00:10:44 Rep. Franklin

00:12:07 Sen. Lewis

00:13:14 Rep. Wells

00:13:29 Rep. Franklin

00:14:07 Mr. Standaert, LFD

00:14:38 Sen. Hawks

00:15:38 Rep. Wells

00:16:23 Rep. Franklin

00:17:25 Mr. Standaert, LFD

00:17:38 Amy Carlson, Office of Budget and Program Planning
(OBPP)

00:20:04 Rep. Wells

00:23:20 Rep. Glaser

00:25:13 Sen. Wanzenried

00:28:42 Rep. Franklin

00:30:30 Sen. Lewis

00:31:18 Sen. Hawks

00:32:20 Rep. Franklin

00:32:52 Mr. Standaert, LFD

00:34:01 Sen. Wanzenried

00:35:04 Rep. Glaser

00:35:35 Rep. Wells

00:36:19 Break

00:42:36 Reconvene

00:42:53 Rep. Wells

00:43:33 Clayton Schenck, Legislative Fiscal Division (LFD)

00:46:08 Sen. Hawks

00:46:32 Mr. Schenck, LFD

00:46:41 Mr. Standaert, LFD
00:47:22 Mr. Schenck, LFD
00:47:43 Terry Johnson, Legislative Fiscal Division (LFD)
00:48:49 Sen. Lewis
00:49:23 Mr. Johnson, LFD
00:50:08 Rep. Franklin
00:51:41 Mr. Johnson, LFD
00:52:12 Mr. Standaert, LFD
00:52:51 Mr. Johnson, LFD
00:54:39 Sen. Wanzonried
00:55:50 Mr. Johnson, LFD
00:58:14 Sen. Hawks
00:59:01 Mr. Johnson, LFD
01:01:23 Rep. Franklin
01:02:09 Mr. Schenck, LFD
01:03:16 Sen. Lewis
01:04:17 Mr. Schenck, LFD
01:05:12 Mr. Johnson, LFD
01:06:12 Rep. Wells
01:06:27 Rep. Franklin

STATE LEVEL ACTIVITIES PROGRAM (06)

01:07:07 **Motion/Vote:** Rep. Glaser moved that PL 19 Statewide Student Assessment **BE ADOPTED**. Motion carried unanimously by voice vote.

Discussion on Present Law Adjustment PL 03 in Program (09):

01:08:15 Rep. Franklin
01:08:58 Mr. Johnson, LFD

Action on PL 21:

01:10:05 **Motion/Vote:** Rep. Glaser moved that PL 21 Hearing Conservation Program **BE ADOPTED**. Motion carried unanimously by voice vote.

Action on PL 31:

01:10:44 **Motion/Vote:** Rep. Glaser moved that PL 31, Federal Grant Increases **BE ADOPTED**. Motion carried unanimously by voice vote.

Action on PL 51:

01:11:23 **Motion:** Rep. Glaser moved that PL 51, Indirect Costs of Base Adjustments **BE ADOPTED**.

Discussion on PL 51:

01:12:10 Jim Standaert, LFD

01:12:39 **Vote:** Motion carried unanimously by voice vote.

Action on NP 23002:

01:12:49 **Motion/Vote:** Rep. Glaser moved that NP 23002, Surplus Computers For Schools **BE ADOPTED**. Motion carried unanimously by voice vote.

Action on PL 30:

01:13:57 **Motion/Vote:** Rep. Franklin moved that PL 30, Indian Education for All **BE ADOPTED**. Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on PL 33002:

01:15:14 **Motion/Vote:** Rep. Franklin moved that PL 33002, Gifted and Talented Staff Request **BE ADOPTED**. Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on NP 6:

01:16:38 **Motion:** Sen. Hawks moved that NP 6, K-12 Education Data Systems **BE ADOPTED**.

Discussion on NP 6:

01:18:45 Sen. Wanzenried

01:19:12 Linda McCulloch, State Superintendent, Office of Public Instruction, (OPI)

01:20:12 Rep. Franklin

01:20:43 Sen. Wanzenried

01:21:28 **Vote:** Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on PL 34:

01:22:17 **Motion/Vote:** Rep. Franklin moved that PL 34, Traffic Education **BE ADOPTED**. Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on DP 6010:

01:23:13 **Motion:** Sen. Wanzenried moved that DP 6010, Personal Services Reduction for Non-HB 447 Items **BE ADOPTED.**

01:23:34 Sen. Wanzenried withdrew motion without objection

Action on NP 8:

01:24:12 **Motion:** Rep. Franklin moved that NP 8, Curriculum Specialists Support to Quality Schools **BE ADOPTED.**

Discussion on NP 8:

01:25:27 Sen. Hawks

01:26:45 Rep. Wells

01:27:16 **Vote:** Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on NP 53 and NP 54:

01:28:05 **Motion:** Rep. Franklin moved that NP 53, Indian Education Programs and NP 54, Indian Education for All Tribal History **BE ADOPTED.**

Discussion on NP 53 and NP 54:

01:28:33 Rep. Glaser

01:29:08 Rep. Franklin

01:29:34 Ms. McCulloch, OPI

01:30:49 Sen. Wanzenried

01:31:19 Rep. Wells

01:32:25 Rep. Glaser

01:32:51 Sen. Wanzenried

01:33:38 **Vote:** Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Discussion on DP 6010:

01:34:11 Sen. Wanzenried

01:34:38 Jim Standaert, LFD

01:35:08 Sen. Wanzenried

01:35:55 Madalyn Quinlan, Chieff of Staff, Office of Public Instruction (OPI)

01:36:26 Rep. Glaser

01:37:03 Sen. Wanzenried

01:37:25 **Motion/Vote:** Sen. Wanzenried moved **TO REMOVE** DP 6010 Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on NP 16:

01:38:16 **Motion/Vote:** Sen. Wanzenried moved that NP 16, Storage Area Network Replacement **BE ADOPTED**. Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on NP 33:

01:39:21 **Motion:** Rep. Franklin moved that NP 33, School Support System Assistant **BE ADOPTED**.

Discussion on NP 33:

01:39:45 Nancy Coopersmith, Assistant Superintendent, Education Services, Office of Public Instruction (OPI)

01:40:07 Rep. Franklin

01:40:29 Ms. Coopersmith, OPI

01:40:53 **Vote:** Motion carried unanimously by roll call vote.

Action on PL 52:

01:41:25 **Motion:** Sen. Wanzenried moved that PL 52, Approval of the Indirect Cost Rate Proprietary Fund Rates **BE ADOPTED**.

EXHIBIT(jeh22a02)

Discussion on PL 52:

01:42:15 Julia Dilly, Centralized Services Administrator, Office of Public Instruction (OPI)

01:43:53 Rep. Wells

01:44:09 Ms. Dilly, OPI

01:45:49 Rep. Wells

01:46:35 **Vote:** Motion carried unanimously by roll call vote.

Action on PL 35 and PL 50:

01:47:03 **Motion:** Sen. Wanzenried moved that PL 35 AND PL 50,
Approval of the Rates for the Montana D.R.I.V.E.
Program Rates **BE ADOPTED.**

EXHIBIT(jeh22a03)

Discussion:

01:47:16 Rep. Glaser
01:47:54 Mr. Standaert, LFD

01:48:55 **Vote:** Motion carried unanimously by roll call vote

Action on Language Amendments:

01:49:00 **Motion:** Sen. Wanzenried moved that Language Amendments
BE ADOPTED.

Discussion:

01:49:19 Mr. Standaert, LFD
01:49:50 Bob Runkel, Assistant Superintendent, Education
Services, Office of Public Instruction (OPI)
01:51:31 Sen. Wanzenried withdrew motion without objection

Motion/Vote: Sen. Wanzenried moved **TO ADOPT** all
Language Amendments. Motion carried unanimously by roll
call vote.

EXECUTIVE ACTION ON LOCAL EDUCATION ACTIVITIES PROGRAM (09)

01:52:23 **Motion:** Rep. Glaser moved **TO ADOPT** PL 03, PL 24, PL
25, PL 26, PL 27, PL 28, PL 29, PL 36, PL 37, PL 38 and
PL 32, all Present Law Adjustments

Discussion:

01:53:40 Rep. Glaser
01:54:03 **Motion:** Rep. Franklin moved **TO SEGREGATE** PL 03, PL 36
and PL 38 from Rep. Glaser's motion.

Discussion on PL 03, PL 36 and PL 38:

01:54:50 Rep. Glaser
01:55:00 Mr. Standaert, LFD

01:55:29 Rep. Franklin
01:55:36 Rep. Glaser
01:56:06 Mr. Standaert, LFD
01:56:57 Rep. Franklin withdrew PL 36 from her motion without objection.
01:57:08 Amy Carlson, Office of Budget and Program Planning (OBPP)
01:57:28 Sen. Wanzenried
01:57:38 Ms. Carlson, OBPP
01:58:07 Sen. Wanzenried
01:59:16 Mr. Standaert, LFD
02:00:19 Rep. Franklin restated motion to segregate out and not vote on PL 03a or PL 38 in full motion.

02:00:56 Rep. Wells
02:01:16 Mr. Standaert, LFD

02:02:32 **Vote:** Rep. Franklin's motion to segregate out and not vote on PL 03a and PL 38 failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

02:02:44 **Vote:** Rep. Glaser's Motion to adopt all Present Law Adjustments in Program (09) carried unanimously by roll call vote.

Action on NP 07:

02:04:03 Sen. Wanzenried
02:04:15 Mr. Standaert, LFD

02:04:37 **Motion/Vote:** Sen. Wanzenried moved that NP 07, Base Aid Increase due to Increasing Special Education by Inflation **BE ADOPTED**. Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on NP 13:

02:05:16 **Motion:** Sen. Wanzenried moved that NP 13, Increase Adult Basic Education Payment **BE ADOPTED**.

Discussion on NP 13:

02:05:35 Sen. Hawks

02:06:03 Rep. Franklin

02:06:52 **Vote:** Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Action on NP 23:

02:07:18 **Motion:** Sen. Wanzenried moved that NP 23, Increase School Facility Payment **BE ADOPTED**.

Discussion on NP 23:

02:07:45 Rep. Franklin

02:07:56 Joan Anderson, Assistant Superintendent, Operations, Office of Public Instruction (OPI)

02:08:45 **Vote:** Motion failed 3-3 by roll call vote with Rep. Franklin, Sen. Hawks, and Sen. Wanzenried voting aye.

Discussion on NP S2, OPI's Decision Package:

02:09:29 Sen. Wanzenried

02:09:50 Mr. Standaert, LFD

Closing Comments:

02:10:37 Chairman Wells

ADJOURNMENT

02:11:37 Adjournment

REP. JACK WELLS, Chairman

KATHY BAIRD, Secretary

JW/kb

Additional Exhibits:

EXHIBIT ([jeh22aad.pdf](#))